



**DEPARTMENT OF HEALTH & HUMAN SERVICES**

Office of the Secretary

Assistant Secretary for Public Affairs  
Washington, D.C. 20201

**Ref: 18-0007-AA-FDA  
(2015-0893)**

**September 30, 2019**

Dr. Nevin Remington  
MuckRock News  
Dept MR 15904  
P.O. Box 55819  
Boston, MA 02205-5819

Dear Dr. Nevin:

This is in response to your October 2, 2017, Freedom of Information Act (FOIA) appeal, concerning the failure of a timely response by the Food and Drug Administration's, ("FDA,") to the request referenced above, submitted by you on February 1, 2015 Information Act (FOIA) request.

Because the actions necessary to complete your initial request are yet to be accomplished, I am remanding this request back to FDA for completion. Once FDA issues their final response, you will receive appeal rights for any possible denials.

This action will close your appeal and allow the necessary, remaining processes to take place in response to your initial request. We will, however, monitor the progress of this request.

If you would like to discuss our response, you may contact the HHS FOIA Public Liaison for assistance at:

Brandon Gaylord  
HHS FOIA Public Liaison  
U.S. Department of Health and Human Services  
Office of the Assistant Secretary for Public Affairs  
Room 729H  
200 Independence Avenue, S.W.  
Washington, DC 20201

Telephone: (202) 690-7453  
E-mail: [HHS\\_FOIA\\_Public\\_Liaison@hhs.gov](mailto:HHS_FOIA_Public_Liaison@hhs.gov)

If you are unable to resolve your FOIA dispute through our FOIA Public Liaison, the Office of Government Information Services (OGIS), the Federal FOIA Ombudsman's office, offers

mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740-6001

Telephone: 202-741-5770  
Toll-Free: 1-877-684-6448  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Fax: 202-741-5769

You have the right to judicial review of this action in a United States District Court in accordance with 5 USC § 552(a)(4)(B).

Sincerely yours,

A handwritten signature in black ink, appearing to read "Brandon J. Gaylord". The signature is fluid and cursive, with the first name "Brandon" and last name "Gaylord" clearly distinguishable.

Brandon J. Gaylord  
Supervisory Government Information Specialist  
and HHS FOIA/PA Public Liaison